



WEB COPY



Crl.O.P.No.4386 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.02.2026

CORAM:

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.4386 of 2026

and

Crl.M.P.No.3110 of 2026

1. Amulraj Nedunchezlian
2. V.Somasundaram ...Petitioners

Vs.

1. State represented by,
The Inspector of Police,
CCB – Avadi City Police Station,
Avadi – CCB Police Station.
(Crime No.92 of 2025)
2. S.Jeyachandran ...Respondents

Criminal Original Petition is filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, to call for the entire records pertaining to the FIR in Crime No.92 of 2025 on the file of the Avadi-CCB Police Station and quash the same.

For Petitioners : Mr.David Tyagaraj

For Respondents : Mr.S.Santhosh, GA (Crl. Side), for R1



ORDER

WEB COPY

This criminal original petition has been filed seeking to quash the First Information Report in Crime No.92 of 2025, pending on the file of the 1st respondent police.

2. The brief facts of the case are as follows:-

Based on the complaint given by the 2nd respondent/de facto complainant, alleging that the petitioners along with one Sankari/A2 created bogus patta and based on the said forged/bogus patta, they also created subsequent documents with a criminal intent to illegally grab the property owned by the 2nd respondent, the 1st respondent police registered the aforesaid FIR in Crime No.92 of 2025 for the offences under Sections 465, 468, 420 and 120B of IPC as against the petitioners and other accused. Challenging the same, the petitioners have come up with this petition.

3. Learned counsel for the petitioners submitted that a case of civil dispute has been given a criminal colour. He further submitted that the petitioners had earlier approached this Court seeking anticipatory bail in Crl.OP.No.28397 of 2025 and this Court, observing that the dispute is civil in nature and that there are no allegations regarding the creation of any third-party interest, held that custodial interrogation of the petitioners is not



Crl.O.P.No.4386 of 2026

necessary and accordingly, granted anticipatory bail in favour of the petitioners, vide order dated 14.11.2025. He also submitted that the 2nd respondent/de facto complainant made the present false and exaggerated complaint as against the petitioners and other accused persons by suppressing the pendency of civil suits between the parties and the 1st respondent-police, without considering the fact that the dispute is purely civil in nature and that the appropriate remedy lies before the competent civil court, entertained the complaint made by the 2nd respondent, which is not sustainable and the same is nothing but an abuse of process of law. Accordingly, he prayed for setting aside the impugned FIR in Crime No.92 of 2025 as against the petitioners.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the 1st respondent police submitted that only pursuant to the order dated 24.07.2025 made in Cr.M.P.No.822 of 2025 by the learned Judicial Magistrate No.I, Poonamallee, directing the 1st respondent police to register the 2nd respondent's case and investigate the matter, the present FIR has been registered based on the complaint given by the 2nd respondent, that too only on 25.08.2025 and that investigation in this case is under progress. He further submitted that the 2nd respondent approached this Court seeking appropriate direction to the 1st respondent police to file a final report in the



Crl.O.P.No.4386 of 2026

present FIR in Crime No.92 of 2025 and this Court, vide order dated 05.02.2026, directed the 1st respondent-police to complete the investigation and file a final report within a period of four months. He also submitted that the 1st respondent are conducting a fair enquiry and that the enquiry/investigation will be completed and final report will be filed within the time stipulated by this Court.

5. Heard the learned counsel on either side and perused the materials available on record.

6. In view of the above submission made by the learned Government Advocate (Criminal Side), this Court is of the view that the allegations of criminal intimidation made against the petitioners can be ascertained only after a thorough investigation and therefore, quashing the impugned proceedings at this stage would be nothing but an exercise in futility.

7. Hence, this Court, without interfering with the impugned FIR, directs the 1st respondent-police to complete the investigation as expeditiously as possible and the petitioners shall co-operate in the enquiry/investigation and if any material document is submitted by the



Crl.O.P.No.4386 of 2026

petitioners to substantiate their claim, the 1st respondent shall consider the same and thereafter, file a final report within the time stipulated by this Court.

8. With the above directions, this criminal original petition stands disposed of. Consequently, the connected miscellaneous petition is closed.

23.02.2026

skt

Neutral Citation: Yes/No

To:

1. The Inspector of Police,
CCB – Avadi City Police Station,
Avadi – CCB Police Station.
2. The Public Prosecutor,
High Court of Madras.



WEB COPY



Crl.O.P.No.4386 of 2026

A.D.JAGADISH CHANDIRA, J.

skt

Crl.O.P.No.4386 of 2026
and
Crl.M.P.No.3110 of 2026

23.02.2026